

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

In re Terrorist Attacks on September 11, 2001	03 MDL 1570 (GBD) (SN) ECF Case
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This document relates to:

Ashton et al. v. al Qaeda et al., 02-cv-6977 (GBD) (SN)
Bauer et al v. al Qaeda Islamic Army et al., 02-cv-7236 (GBD) (SN)
Burlingame. v. Islamic Republic of Iran, 02-cv-7230 (GBD) (SN)
Rivelli, et al. v. Islamic Republic of Iran, 18-cv-11878 (GCD) (SN)

**[PROPOSED] FINAL ORDER OF JUDGMENT ON BEHALF OF
CERTAIN ASHTON, BAUER, BURLINGAME AND RIVELLI PLAINTIFFS
IDENTIFIED AT EXHIBIT A**

Upon consideration of the evidence and arguments submitted by Plaintiffs identified in Exhibit A to this Order, plaintiffs in *Ashton et al. v. Al Qaeda Islamic Army et al.*, 02-cv-6977 (GBD) (SN) (“*Ashton*”), *Bauer et al v. al Qaeda Islamic Army et al.*, 02-cv-7236 (GBD) (SN) (“*Bauer*”), *Burlingame v. Islamic Republic of Iran*, 02-cv-7230 (GBD) (SN) (“*Burlingame*”) and *Rivelli, et al. v. Islamic Republic of Iran*, 18-cv-11878 (GCD) (SN) (“*Rivelli*”) who are each a stepchild or stepsibling of a victim killed in the terrorist attacks on September 11, 2001, and the Judgment by Default for liability only against the Islamic Republic of Iran (collectively, the “Iran Defendants”) entered on 08/31/2015, together with the entire record in this case, it is hereby;

ORDERED that service of process was effected upon the Iran Defendants in accordance with 28 U.S.C. § 1608(a) for sovereign defendants and 28 U.S.C. § 1608(b) for agencies and instrumentalities of sovereign defendants;

ORDERED that final judgment is entered against the Iran Defendants and on behalf of the Plaintiffs in *Ashton*, *Bauer*, *Burlingame* and *Rivelli*, who are each a stepchild or stepsibling of individuals killed in the terrorist attacks on September 11, 2001, and who have sufficiently

demonstrated that they are the functional equivalent of an immediate family member of their 9/11 decedents as identified in the attached Exhibit A under this Court's prior framework; and it is

as indicated in Exhibit A, and it is

ORDERED that Plaintiffs identified in Exhibit A are awarded: solatium damages in the amount as set forth in Exhibit A; and it is

ORDERED that the *Ashton, Bauer, Burlingame* and *Rivelli* Plaintiffs identified in Exhibit A are awarded prejudgment interest of 4.96 percent per annum, compounded annually, running from September 11, 2001 until the date of judgment; and it is

ORDERED that Plaintiffs identified in Exhibit A may submit an application for punitive damages, economic damages, or other damages (to the extent such awards have not previously been ordered) at a later date consistent with any future rulings made by this Court on this issue, and it is

ORDERED that the remaining *Ashton, Bauer, Burlingame* and *Rivelli* Plaintiffs not appearing on Exhibit A, may submit in later stages applications for damages awards, and to the extent they are for solatium or by estates for compensatory damages for decedents pain and suffering from the September 11 attacks, they will be approved consistent with those approved herein for the Plaintiffs appearing on Exhibit A.

Dated: New York, New York
_____, 20__

SO ORDERED:

GEORGE B. DANIELS
United States District Judge

Exhibit A

#	DECEDENT FIRST NAME	DECEDENT MIDDLE NAME	DECEDENT LAST NAME	SUFFIX	PLAINTIFF FIRST NAME	PLAINTIFF MIDDLE NAME	PLAINTIFF LAST NAME	PLAINTIFF SUFFIX	RELATIONSHIP TO DECEDENT	SOLATIU DAMAGES AMOUNT
1	Milton		Bustillo		Dayna		Spordone		Stepchild	\$ 8,500,000.00
2	Andrea		Della Bella		James		Della Bella		Stepchild	\$ 8,500,000.00
3	William	W.	Haynes		Terrence	M.	Smith	Jr.	Stepchild	\$ 8,500,000.00
4	Brian		Magee		Christopher		Dowdell		Stepchild	\$ 4,250,000.00
5	Brian		Magee		William		Dowdell		Stepchild	\$ 4,250,000.00
6	Brian		Magee		Matthew		Dowdell		Stepchild	\$ 8,500,000.00
7	Joel		Miller		Justin		Sivin		Stepchild	\$ 4,250,000.00
8	Joseph		Rivelli	Jr.	Christopher	Michael	Ruggieri		Stepchild	\$ 8,500,000.00
9	Joseph		Rivelli	Jr.	Phylcia		Ruggieri		Stepchild	\$ 4,250,000.00
10	Dennis		Scauso		Donald		Scauso		Stepchild	\$ 8,500,000.00
11	Alexander		Steinman		Jason		Schoenholtz		Stepsibling	\$ 2,125,000.00